

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

SUITS- Land Acquisition – Adilabad District – Ichoda (Mandal) – Narsapur (Village) – O.P.No.363/87 - Sanction of decretal charges of **Rs.3,74,109/-** - Orders – Issued.

IRRIGATION & CAD (PW.LA.III.A2) DEPARTMENT

G.O.RT.NO. 504

DATE:04.07.2009

Read:

From the Secy to Spl.CS to Govt & CCLA, AP, Hyd.Lr. No.G3/1813/03,
Dt:31.03.2009 along with the proposal of the District Collector, Adilabad.

O R D E R:

The Secretary to the Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad has informed that the District Collector, Adilabad has submitted the proposals for sanction of final payment of decretal charges in respect of O.P.No.363/87 pertaining to Narsapur (V) Ichoda (M) of Adilabad District. The then Revenue Divisional Officer, Adilabad had been acquired the land for formation of tank by fixing the market value @Rs.3,120/- per acre vide Award No.20/86, dt:23.09.1986. The reference U/s.18 of the L.A.Act has been referred to the Addl.District Judge, Adilabad in his judgment and decree in O.P.No.363/87 & batch dt:06.04.1990 has enhanced the market value from Rs.3,120/- per acre to Rs.9,000/- per acre. Aggrieved by the above order, the RDO, Adilabad has filed an appeal in the High Court, Hyderabad which was registered as A.S.Nos.1703 to 1707, 1580 and 1581/91. The Hon'ble High Court has dismissed the appeals dt:03.09.1998 filed by the RDO, Adilabad stating that the enhancement made by the lower court is quite just and reasonable.

2) After careful examination of the matter, Government hereby accord sanction for an amount of **Rs.3,74,109/- (Rupees Three lakhs seventy four thousand one hundred and nine only)** in respect of O.P.No.363/87 pertaining to Narsapur (V) Echoda (M) of Adilabad District subject to verification whether the reference under section 18(1) of the L.A.Act is made to the Lower Court after following all the guidelines/directions on the subject and in case it is detected that Section 18 reference was made contrary to the rules/guidelines issued by the Government/ Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition and also subject to confirmation of the Chief Engineer as to the extent of land acquired. Further, the District Collector should verify the calculations made by the Land Acquisition Officer once again thoroughly with reference to the decree and instructions issued by the Government/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad on the subject from time to time duly deducting the Income Tax as per rules before depositing the amount in Lower court.

(PTO)

3) The District Collector, Adilabad District is directed to follow the directions issued by the Hon'ble High Court on 30.04.2007 in W.P.No.2181 of 2005 in disbursement of the above sanctioned decretal charges to the rightful claimants of O.P.No.363/87 for avoiding intervention of the middlemen.

4) The expenditure sanctioned in para (2) ante shall be debitable to following Head of Account under "4702 – Capital Out Lay – Minor Irrigation – M.H.101 – Surface Water – S.H (12) – Construction and restoration of Minor Irrigation Sources – 530 – Major works – 532 – Lands (charged). In case, the available budget provision is not sufficient to meet the present requirement, the expenditure shall be met initially by way of advance from contingency fund subject to surrendering an equal amount from voted grant.

5) This order issues with the concurrence of Finance (Works&Projects) Department vide their U.O. No.16401-A/Exp.PW)/2009-1, dated 03.07.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS
SECRETARY TO GOVERNMENT

To
The Secy to the CCLA, A.P., Hyderabad.
The District Collector, Adilabad District.
The Chief Engineer, Minor Irrigation, Hyderabad.
The Revenue Divisional Officer, Adilabad.
The Director of Works Accounts, Hyderabad.
Copy to: P.S. to Minister (M& MI).
Finance (W&P) Department/File C.No.9308/LA.III(A2)/2009
SF/SCs.

//FORWARDED::BY ORDER//

SECTION OFFICER